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Supreme Court, U.S.
FILED
OCT 15 1970
E. ROBERT SEAVER, CLE

IN THE

SUPREME COURT OF THE UNITED STATES

October Term, 1970

No. 47, Original

UNITED STATES OF AMERICA,

Plaintiff,

v.

STATE OF IDAHO

Defendant

ANSWER FOR THE STATE OF IDAHO

ROBERT M. ROBSON
Attorney General
State of Idaho

RICHARD H. GREENER
Assistant Attorney General
State of Idaho
Statehouse
Boise, Idaho 83707

Attorneys for Defendant

IN THE

SUPREME COURT OF THE UNITED STATES

October Term, 1970

No. 47, Original

UNITED STATES OF AMERICA, Plaintiff,	)
v.	)
STATE OF IDAHO Defendant	)

ANSWER FOR THE STATE OF IDAHO

The State of Idaho, Defendant, for its answer to the Complaint heretofore filed in the above captioned cause, admits, denies, and alleges as follows:

In answer to the first cause of action, the State of Idaho:

I.

Admits all the allegations contained in the first cause of action in Plaintiff's Complaint except that allegation contained in Paragraph VII thereof which alleges that the continued enforcement of durational residency requirements and absentee voting provisions to the extent inconsistent with Section 202 of the Voting Rights Act of 1965,

as amended, is unlawful under Article VI of the Constitution of the United States, which allegation is specifically denied.

In answer to the second cause of action alleged:

II.

Admits all the allegations contained in the second cause of action in Plaintiff's Complaint except that allegation contained in Paragraph XIII of the Complaint which alleges that the continued enforcement of age requirements for registration and voting contained in the constitution and statutes of the State of Idaho in conflict with Section 302 of the Voting Rights Act of 1965, as amended, is violative of the Constitution of the United States, which allegation is specifically denied.

III.

Defendant specifically alleges that the enforcement of Section 202 of Title II of the Voting Rights Act of 1965, as amended, and Section 302, Title III, of the Voting Rights Act of 1965, as amended, against Defendant is prohibited by the Constitution of the United States.

Defendant having answered the Complaint, prays this Court to enter a declaratory judgment that Sections 202 and 302 of the Voting Rights Act of 1965, as amended, are in violation of the Constitution of the United States and unenforceable against the Defendant and to render to the Defendant such other relief as it may deem proper in the above entitled matter.

DATED this 10 day of October, 1970.

Robert M. Robson

ROBERT M. ROBSON
Attorney General
State of Idaho
Statehouse, Boise, Idaho 83707

ATTORNEY FOR DEFENDANT

PROOF OF SERVICE

I, Robert M. Robson, Attorney General of Idaho, hereby certify that on the 10 day of October, 1970, I served the foregoing Answer for the Defendant upon the Plaintiff by depositing a copy in the United States Mail, postage prepaid, and addressed to Honorable John N. Mitchell, Attorney General of the United States, Department of Justice, Tenth and Constitution Avenue, Washington, D.C. 20530.

Robert M. Robson

ROBERT M. ROBSON